

REMARKS

1. In response to the Restriction Requirement mailed July 5, 2005, in the above-identified application, Applicant requests reconsideration and withdrawal of the restriction requirement. More specifically, Applicant traverses the Examiner's contention that the inventions are distinct because Invention I "can be used to test a fuel injector system without requiring a test volume to be tested for an air leakage as described by Invention II."

Claim 8, one of the original independent claims of Invention I, includes language that the sleeve forms at least one test volume the cavity between interfaces, the interfaces sealably engaging O-Rings on a fuel injector when the fuel injector is inserted into the cavity. Because this claim defines the creation of a test volume that isolates a section of a fuel injector to test for air leakage, it is not reasonable that the invention as claimed has the separate utility of testing a fuel injector without requiring a test volume to be tested for an air leakage.

Moreover, both inventions are classified in class 73, subclass 119, as stated by the Examiner, and should not require an additional search.

Applicant provisionally elects claims 19-31, Invention II, and new claims 32 and 33 for further prosecution. Applicant reserves the right to incorporate claims 1-18 into divisional application(s).

2. No new subject matter is introduced by the amendments to the above claims or the addition of the new claims.

3. The Examiner is invited to contact the undersigned by telephone or facsimile if the Examiner believes that such a communication may advance the prosecution of the present application. Withdrawal of the restriction requirement and an action on the merits are respectfully requested.

Respectfully submitted,

Date: August 5, 2005

By: Susan L. Lukasik

Susan L. Lukasik
Registration No. 35,261
Attorney for Applicant
International Engine Intellectual Property
Company, LLC
Voice: (630) 753-2172
Fax: (630) 753-3982